IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR. JUSTICE V.V.S.RAO

WRIT PETITION NO : 20849 of 1999

Between:

Uppalamarthy Mallikarjuna Reddy, S/o. Ramana Reddy,
R/o. Vidavaluru Village & Mandal, Nellore Dist.

..... PETITIONER

AND

1 The Government of A.P., Rep. by its Secretary,
Home Department, Secretariat Building, Hyderabad.
2 The Station House Officer
Vidavalur Police Station, Vidavalur Mandal
Nellore District.
3 Sri Ananthapadmanabha Swamy Temple, Parlapalli,

Rep. by its Executive Officer, Parlapalli Village,
Vidavalur Mandal, Nellore Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 2nd respondent in non obeying the orders of the special officer (tenancy)cum-Junior Civil Judge, Kovuru in I.A.No. 82 of 1999 in A.T.C. 3 of 1999 i.e., in non providing the police aid to the petitioner is illegal, arbitrary and violative of Article 14 and 21 of the Constitution of India and consequently, direct the 2nd respondent to provide men and aid to the petitioner in terms of I.A. No. 82 of 1999 in ATC No.3 of 1999 forthwith.

Counsel for the Petitioner:MR.T.C.KRISHNAN

Counsel for the Respondent Nos.1 and 2: GP FOR HOME

Counsel for the Respondent No.3:

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.20849 OF 1999

ORDER:

The petitioner filed A.T.C.No.3 of 1999 on the file of the special Officer (Tenancy) – cum- Junior Civil Judge, Kovur. He also filed I.A.No.63 of 1999 for ad interim injunction which was granted. As there was still interference from third respondent, petitioner filed I.A.No.83 of 1999 for police protection which was allowed by the lower Court. Alleging that the same was not obeyed, present Writ Petition is filed.

As held by this Court in **Satyanarayana Tiwari v. Commissioner of Police**, when the Civil Court directs Police to give protection to certain property in a suit, said order has to be obeyed by the Police. Be that as it is, learned Assistant Government Pleader for Home submits that petitioner was given adequate protection pursuant to the orders of the lower Court.

The Writ Petition is therefore disposed of.

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(V.V.S.RAO, J)

8.7.2005

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To

1 The Secretary to Government of Andhra Pradesh,
Home Department, Secretariat Building, Hyderabad.
2 The Station House Officer
Vidavalur Police Station, Vidavalur Mandal
Nellore District.
3 2 CCs to G.P. for Home, High Court Bldgs., Hyderabad. (OUT)

4 2 CD copies.